

U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:17-cv-02702-RC

JORDAN v. U.S. DEPARTMENT OF JUSTICE
Assigned to: Judge Rudolph Contreras
Case: 1:16-cv-01868-RC
Cause: 05:552 Freedom of Information Act

Date Filed: 12/18/2017
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff**JACK JORDAN**

represented by **JACK JORDAN**
6225 Northlake Drive
Parkville, MO 64152
(816) 746-1955
Email: jack.jordan@emobilawyer.com
PRO SE

V.

Defendant**U.S. DEPARTMENT OF JUSTICE**

represented by **Benton Gregory Peterson**
U.S. ATTORNEY'S OFFICE FOR THE DISTRICT OF COLUMBIA
555 Fourth Street, NW
Washington, DC 20530
(202) 252-2534
Fax: (202) 252-2599
Email: benton.peterson@usdoj.gov
TERMINATED: 02/15/2019
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Christopher Charles Hair
U.S. ATTORNEY'S OFFICE FOR THE DISTRICT OF COLUMBIA
555 Fourth Street, NW
Washington, DC 20530
(202) 252-2541
Fax: (202) 252-2599
Email: christopher.hair@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
12/18/2017	<u>1</u>	COMPLAINT against U.S. DEPARTMENT OF JUSTICE (Filing fee \$ 400, receipt number 4616088805) filed by JACK JORDAN. (Attachments: # <u>1</u> Civil Cover Sheet)(jf) (Entered: 01/03/2018)
01/03/2018		SUMMONS (2) Issued as to U.S. DEPARTMENT OF JUSTICE, U.S. Attorney and U.S. Attorney General (jf) (Entered: 01/03/2018)
01/05/2018	<u>2</u>	Case directly reassigned to Judge Rudolph Contreras as related to 16-cv-1868 (RC). Judge Colleen Kollar-Kotelly is no longer assigned to the case. (ztnr) (Entered: 01/05/2018)
01/12/2018	<u>3</u>	MOTION for CM/ECF Password by JACK JORDAN. "Let this be filed" signed by Judge Rudolph Contreras on 01/12/2018 (jf) (Entered: 01/16/2018)

01/12/2018	<u>4</u>	NOTICE OF RELATED CASE by JACK JORDAN Case related to Case No. 16-1868. "Let this be filed" signed by Judge Rudolph Contreras on 01/12/2018 (jf) (Entered: 01/16/2018)
01/31/2018	<u>5</u>	NOTICE of Appearance by Benton Gregory Peterson on behalf of U.S. DEPARTMENT OF JUSTICE (Attachments: # <u>1</u> Certificate of Service)(Peterson, Benton) (Entered: 01/31/2018)
02/07/2018	<u>6</u>	MOTION for Extension of Time to File by U.S. DEPARTMENT OF JUSTICE (Attachments: # <u>1</u> Text of Proposed Order)(Peterson, Benton) (Entered: 02/07/2018)
02/15/2018	<u>7</u>	ORDER granting <u>3</u> Plaintiff's Motion for CM/ECF Password. Signed by Judge Rudolph Contreras on February 15, 2018. (lcrc2) (Entered: 02/15/2018)
02/20/2018	<u>8</u>	STATUS REPORT <i>re Motion to Disqualify Judge Contreras</i> by JACK JORDAN. (JORDAN, JACK) (Entered: 02/20/2018)
02/20/2018	<u>9</u>	MOTION to Disqualify Judge <i>Contreras</i> by JACK JORDAN (Attachments: # <u>1</u> Declaration Certificate of Good Faith, # <u>2</u> Declaration of J. Jordan, # <u>3</u> Text of Proposed Order)(JORDAN, JACK) (Entered: 02/20/2018)
02/25/2018	<u>10</u>	RESPONSE re <u>6</u> MOTION for Extension of Time to File <i>Answer</i> filed by JACK JORDAN. (Attachments: # <u>1</u> Exhibit 1 Email to DOJ 2/7/18, # <u>2</u> Text of Proposed Order)(JORDAN, JACK) (Entered: 02/25/2018)
03/06/2018	<u>11</u>	Memorandum in opposition to re <u>9</u> MOTION to Disqualify Judge <i>Contreras</i> filed by U.S. DEPARTMENT OF JUSTICE. (Peterson, Benton) (Entered: 03/06/2018)
03/06/2018	<u>12</u>	REPLY to opposition to motion re <u>9</u> MOTION to Disqualify Judge <i>Contreras</i> filed by JACK JORDAN. (JORDAN, JACK) (Entered: 03/06/2018)
03/08/2018	<u>13</u>	ERRATA <i>correction to citation</i> by JACK JORDAN <u>9</u> MOTION to Disqualify Judge <i>Contreras</i> filed by JACK JORDAN. (JORDAN, JACK) (Entered: 03/08/2018)
03/12/2018	<u>14</u>	MOTION for Protective Order by U.S. DEPARTMENT OF JUSTICE (Attachments: # <u>1</u> Text of Proposed Order)(Peterson, Benton) (Entered: 03/12/2018)
03/13/2018	<u>15</u>	Memorandum in opposition to re <u>14</u> MOTION for Protective Order filed by JACK JORDAN. (Attachments: # <u>1</u> Text of Proposed Order)(JORDAN, JACK) (Entered: 03/13/2018)
03/13/2018	<u>16</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 01/12/2018. (Attachments: # <u>1</u> Exhibit Return Receipt)(JORDAN, JACK) (Entered: 03/13/2018)
03/13/2018	<u>17</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 1/11/2018. Answer due for ALL FEDERAL DEFENDANTS by 2/10/2018. (Attachments: # <u>1</u> Exhibit Return Receipt)(JORDAN, JACK) (Entered: 03/13/2018)
03/14/2018	<u>18</u>	ANSWER to <u>1</u> Complaint by U.S. DEPARTMENT OF JUSTICE.(Peterson, Benton) (Entered: 03/14/2018)
04/02/2018	<u>19</u>	REPLY to opposition to motion re <u>14</u> MOTION for Protective Order filed by U.S. DEPARTMENT OF JUSTICE. (Peterson, Benton) (Entered: 04/02/2018)
05/08/2018	<u>20</u>	SUPPLEMENTAL MEMORANDUM to re <u>9</u> MOTION to Disqualify Judge <i>Contreras</i> filed by JACK JORDAN. (JORDAN, JACK) (Entered: 05/08/2018)
06/05/2018	<u>21</u>	SUPPLEMENTAL MEMORANDUM to re <u>9</u> MOTION to Disqualify Judge <i>Contreras</i> filed by JACK JORDAN. (Attachments: # <u>1</u> Exhibit 1 Emails rec'd from DOJ on 5/30/18, # <u>2</u> Exhibit 2 Letter from DI's Counsel 10/28/15, # <u>3</u> Exhibit 3 Email from DOJ refusing to release the Huber email 4/2/18)(JORDAN, JACK) (Entered: 06/05/2018)
06/08/2018	<u>22</u>	ORDER denying <u>9</u> Plaintiff's Motion to Disqualify; granting <u>6</u> Defendant's Motion for Extension of Time to Answer or Otherwise Respond to Complaint; denying without prejudice <u>14</u> Defendant's Motion for Protective Order; and ordering the parties to meet, confer, and jointly submit a proposed schedule to govern further proceedings.

		See document for details. Signed by Judge Rudolph Contreras on June 8, 2018. (lcrc2) (Entered: 06/08/2018)
06/08/2018	<u>23</u>	MEMORANDUM OPINION denying <u>2</u> Plaintiff's Motion to Disqualify; granting <u>6</u> Defendant's Motion for Extension of Time to Answer or Otherwise Respond to Complaint; and denying without prejudice <u>14</u> Defendant's Motion for Protective Order. Signed by Judge Rudolph Contreras on June 8, 2018. (lcrc2) (Entered: 06/08/2018)
06/11/2018		Set/Reset Deadlines: Meet & Confer Statement due by 6/22/2018. (tj) (Entered: 06/11/2018)
06/21/2018	<u>24</u>	STATUS REPORT by JACK JORDAN. (Attachments: # <u>1</u> Exhibit 1 emails to and from DOJ, # <u>2</u> Exhibit DOJ proposed joint status report, # <u>3</u> Exhibit 3 DOJ letter to Judge Contreras 7/31/17)(JORDAN, JACK) (Entered: 06/21/2018)
06/22/2018	<u>25</u>	STATUS REPORT by U.S. DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Text of Proposed Order)(Peterson, Benton) (Entered: 06/22/2018)
07/10/2018		MINUTE ORDER: Upon consideration of <u>24</u> <u>25</u> the parties' respective status reports and proposed schedules, it is hereby ORDERED that by August 10, 2018, Defendant shall submit a status report containing concrete information regarding the searches it has conducted and the number of potentially responsive documents it has retrieved, along with a proposed schedule for processing and producing documents on a rolling basis. SO ORDERED. Signed by Judge Rudolph Contreras on July 10, 2018. (lcrc2) (Entered: 07/10/2018)
07/10/2018		Set/Reset Deadlines: Status Report due by 8/10/2018. (tj) (Entered: 07/10/2018)
07/21/2018	<u>26</u>	MOTION Release of evidence by JACK JORDAN (Attachments: # <u>1</u> Exhibit 1 DI Opp 12/30/2016 pp 1, 2, 7, 9, # <u>2</u> Exhibit 2 DI Opp 1/16/2018 pp 1, 7, 11)(JORDAN, JACK) (Entered: 07/21/2018)
08/02/2018	<u>27</u>	Memorandum in opposition to re <u>26</u> MOTION Release of evidence filed by U.S. DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Text of Proposed Order)(Peterson, Benton) (Entered: 08/02/2018)
08/03/2018	<u>28</u>	REPLY to opposition to motion re <u>26</u> MOTION Release of evidence filed by JACK JORDAN. (Attachments: # <u>1</u> Text of Proposed Order Proposed Order)(JORDAN, JACK) (Entered: 08/03/2018)
08/06/2018	<u>29</u>	SUPPLEMENTAL MEMORANDUM to re <u>26</u> MOTION Release of evidence filed by JACK JORDAN. (JORDAN, JACK) (Entered: 08/06/2018)
08/09/2018	<u>30</u>	SUPPLEMENTAL MEMORANDUM to re <u>26</u> MOTION Release of evidence filed by JACK JORDAN. (Attachments: # <u>1</u> Exhibit 1 BRB Order 8/7/2018, # <u>2</u> Declaration J. Jordan 8/9/2018)(JORDAN, JACK) (Entered: 08/09/2018)
08/10/2018	<u>31</u>	STATUS REPORT <i>and Proposed Schedule</i> by U.S. DEPARTMENT OF JUSTICE. (Peterson, Benton) (Entered: 08/10/2018)
08/28/2018		MINUTE ORDER: Upon consideration of <u>31</u> Defendant's Status Report and Proposed Schedule—to which Plaintiff submitted no response—and the rest of the record in this case, it is hereby ORDERED that Defendant shall process 300 pages per month to produce responses to Plaintiff on a monthly rolling basis. It is FURTHER ORDERED that Defendant shall submit a status report on or before November 26, 2018 and every 90 days thereafter. SO ORDERED. Signed by Judge Rudolph Contreras on August 28, 2018. (lcrc2) (Entered: 08/28/2018)
08/29/2018		Set/Reset Deadlines: Status Report due by 11/26/2018. (tj) (Entered: 08/29/2018)
09/25/2018	<u>32</u>	SUPPLEMENTAL MEMORANDUM to re <u>26</u> MOTION Release of evidence filed by JACK JORDAN. (JORDAN, JACK) (Entered: 09/25/2018)
10/11/2018	<u>33</u>	MEMORANDUM OPINION & ORDER denying <u>26</u> Plaintiff's Motion for Release of Evidence. See document for details. Signed by Judge Rudolph Contreras on 10/11/18. (lcrc1) Modified on 10/11/2018 (zrdj). (Entered: 10/11/2018)

10/15/2018	<u>34</u>	MOTION for Reconsideration re <u>33</u> Order on Motion for Miscellaneous Relief by JACK JORDAN (Attachments: # <u>1</u> Text of Proposed Order)(JORDAN, JACK) (Entered: 10/15/2018)
10/22/2018	<u>35</u>	SUPPLEMENTAL MEMORANDUM to re <u>34</u> MOTION for Reconsideration re <u>33</u> Order on Motion for Miscellaneous Relief filed by JACK JORDAN. (JORDAN, JACK) (Entered: 10/22/2018)
11/26/2018	<u>36</u>	MOTION for Order <i>on Motion to Reconsider</i> by JACK JORDAN (Attachments: # <u>1</u> Text of Proposed Order Proposed Order)(JORDAN, JACK) (Entered: 11/26/2018)
11/26/2018	<u>37</u>	STATUS REPORT (<i>Defendant</i>) by U.S. DEPARTMENT OF JUSTICE. (Peterson, Benton) (Entered: 11/26/2018)
01/30/2019	<u>38</u>	MOTION for Extension of Time to <i>Produce Documents</i> by U.S. DEPARTMENT OF JUSTICE (Attachments: # <u>1</u> Text of Proposed Order)(Peterson, Benton) (Entered: 01/30/2019)
02/15/2019	<u>39</u>	NOTICE OF SUBSTITUTION OF COUNSEL by Christopher Charles Hair on behalf of U.S. DEPARTMENT OF JUSTICE (Hair, Christopher) (Entered: 02/15/2019)
02/19/2019		MINUTE ORDER granting <u>38</u> Defendant's Motion for Extension of Time: Upon consideration of the motion for extension of time, and Plaintiff having stated his opposition to the motion but having failed to file a brief in opposition, it is hereby ORDERED that Defendants shall produce responsive records pursuant to the Court's August 28, 2018 Order on or before March 5, 2019. SO ORDERED. Signed by Judge Rudolph Contreras on 2/19/19. (lcrc1) (Entered: 02/19/2019)
02/19/2019	<u>40</u>	Second MOTION for Order <i>re ECF 34</i> by JACK JORDAN (Attachments: # <u>1</u> Exhibit Ex. 1 List of 131 Cites re Inferences on Summary Judgment)(JORDAN, JACK) (Entered: 02/19/2019)
02/26/2019	<u>41</u>	STATUS REPORT by U.S. DEPARTMENT OF JUSTICE. (Hair, Christopher) (Entered: 02/26/2019)
03/15/2019	<u>42</u>	Third MOTION for Order <i>re: Doc 34 Motion to Reconsider</i> by JACK JORDAN (Attachments: # <u>1</u> Exhibit 1 Citations to Decisions re Waiver Rule)(JORDAN, JACK); Modified to add docket entry relationship on 3/15/2019 (tth). (Entered: 03/15/2019)
05/08/2019	<u>43</u>	ORDER denying <u>34</u> motion for reconsideration; denying as moot <u>36</u> , <u>40</u> , <u>42</u> motions for order. See document for details. Signed by Judge Rudolph Contreras on 5/8/19. (lcrc1) (Entered: 05/08/2019)
05/08/2019	<u>44</u>	MEMORANDUM OPINION denying <u>34</u> motion for reconsideration; denying as moot <u>36</u> , <u>40</u> , <u>42</u> motions for order. See document for details. Signed by Judge Rudolph Contreras on 5/8/19. (lcrc1) (Entered: 05/08/2019)
05/10/2019	<u>45</u>	Second MOTION for Relief from Judgment <i>in 2016 Action</i> by JACK JORDAN (JORDAN, JACK) (Entered: 05/10/2019)
05/28/2019	<u>46</u>	STATUS REPORT by U.S. DEPARTMENT OF JUSTICE. (Hair, Christopher) (Entered: 05/28/2019)
06/11/2019	<u>47</u>	MOTION the Court's release of Huber's and Powers' emails by JACK JORDAN (Attachments: # <u>1</u> Exhibit 1 Email 8/28/2013 by Will Imbrie)(JORDAN, JACK) (Entered: 06/11/2019)
06/25/2019	<u>48</u>	Memorandum in opposition to re <u>47</u> MOTION the Court's release of Huber's and Powers' emails filed by U.S. DEPARTMENT OF JUSTICE. (Hair, Christopher) (Entered: 06/25/2019)
06/28/2019	<u>49</u>	REPLY to opposition to motion re <u>47</u> MOTION the Court's release of Huber's and Powers' emails filed by JACK JORDAN. (JORDAN, JACK) (Entered: 06/28/2019)
07/22/2019	<u>50</u>	MEMORANDUM OPINION & ORDER denying <u>45</u> motion for relief from judgment in 2016 action; denying <u>47</u> motion for release of evidence. See document for details. Signed by Judge Rudolph Contreras on 7/22/19. (lcrc1) (Entered: 07/22/2019)
08/22/2019	<u>51</u>	MOTION to Compel <i>release of Powers' emails</i> by JACK JORDAN (Attachments: # <u>1</u> Exhibit 1 Campo FOIA Request for Powers' emails, # <u>2</u> Exhibit 2 DOJ Denial, # <u>3</u>

		Exhibit 3 DOJ OIP Denial)(JORDAN, JACK) (Entered: 08/22/2019)
08/23/2019		MINUTE ORDER denying <u>51</u> Plaintiff's motion to compel: Much of Plaintiff's motion rehashes arguments that this Court has already rejected in the multiple prior opinions addressing the release of the Powers e-mail in both this case and related case <i>Jordan v. U.S. Dept of Labor</i> , No. 16-cv-1868 (D.D.C.). To the extent Plaintiff's motion is directed at FOIA request No. EOUSA-2019-001917, that request was not the subject of Plaintiff's complaint in this case—indeed, it was filed well after the initiation of this case. The Court therefore cannot address any justification for withholding documents made in response to that request, which is beyond the scope of this lawsuit. Plaintiff remains free to initiate another suit challenging the Department of Justice's withholding in response to FOIA request No. EOUSA-2019-001917. SO ORDERED. Signed by Judge Rudolph Contreras on 8/23/19. (lcrc1) (Entered: 08/23/2019)
08/26/2019	<u>52</u>	STATUS REPORT by U.S. DEPARTMENT OF JUSTICE. (Hair, Christopher) (Entered: 08/26/2019)
08/26/2019		MINUTE ORDER: Given that the government predicted in <u>31</u> a status report a year ago that it would process the responsive records in this case in about a year's time (approximately 3,600 pages at 300 pages per month), it is hereby ORDERED that the government shall, within a week, set forth the schedule by which it plans to complete processing of the remaining records. SO ORDERED. Signed by Judge Rudolph Contreras on 8/26/19. (lcrc1) (Entered: 08/26/2019)